

MEETINGS TO DATE 6
NO. OF REGULARS 5
NO. OF SPECIALS 1

LANCASTER, NEW YORK
MARCH 5, 1979

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York, on the 5th day of March, 1979, at 8:00 P.M., and there were

PRESENT:

STANLEY JAY KEWSA, SUPERVISOR

JOSEPH R. BARNHARDT, COUNCILMAN

EDWARD A. BERENT, COUNCILMAN

PETER J. BOLENDER, COUNCILMAN

ABSENT:

ARTEL J. METZ, COUNCILMAN

ALSO PRESENT:

ELEANOR D. KUCHARSKI, DEPUTY TOWN CLERK

DOMINIC J. TERRANOVA, TOWN ATTORNEY

EDWARD J. FERON, JR., TOWN ENGINEER

BID OPENINGS:

None

PUBLIC HEARINGS:

None

8:00 P.M. - INFORMATION SESSION - Proposed A.R.C. Home at 3746 Bowen Rd.

At 8:00 P.M., the Town Board held an informal meeting regarding the above referenced site for the establishment of a residential facility for mentally disabled children. This meeting was held so all interested parties had an opportunity to express their views concerning said establishment.

The following persons expressed favorable opinions regarding the establishment of a said facility on the Bowen Road site:

Don Reding
Rosalie Reding
16 Kennedy Ct.
Lancaster, N.Y. 14086

David B. Lettman, Pres.
E.C.C. of the N.Y. Assn. for
Retarded Children, Inc.
470 Franklin St.
Buffalo, N.Y. 14202

Georgeann W. Redman, Ex. Dir.
E.C.C. of the N.Y. Assn. for
Retarded Children, Inc.
470 Franklin St.
Buffalo, N.Y. 14202

Joan Carrithers, Coord. of Res. Services
E.C.C. of the N.Y. Assn. for
Retarded Children, Inc.
470 Franklin St.
Buffalo, N.Y. 14202

D. Rebecca Mitchell, Consumer Adv. Anthony D'Amore, Chair., Youth Bureau
E.C.C. of the N.Y. Assn. for 25 Matthews Drive
Retarded Children, Inc. Lancaster, N.Y. 14086
470 Franklin St.
Buffalo, N.Y. 14202

The following persons expressed opposition to this proposed site:

Dr. David Jerome, Chair., Search Committee
5487 Broadway
Lancaster, N.Y. 14086

Dan Galloway
3743 Bowen Rd.
Lancaster, N.Y. 14086

Ernie Burke
3747 Bowen Rd.
Lancaster, N.Y. 14086

William Stutzman
3749 Bowen Rd.
Lancaster, N.Y. 14086

Paul Ezzo
3752 Bowen Rd.
Lancaster, N.Y. 14086

The Supervisor, at this time, requested a suspended resolution, hereinafter spread at length in these minutes, suggesting four suitable sites within the Town of Lancaster which could accommodate a residential facility sought by the Erie County Chapter of the N.Y. Assn. for Retarded Children, Inc. and requesting notice be given to the State agencies involved.

OFFICIAL REPORTS:

The Town Clerk reported that the following departments of the Town of Lancaster have filed with him their monthly reports as follows:

<u>DEPARTMENT</u>	<u>MONTH</u>
Town Clerk	February, 1979

The Town Clerk reported that the following boards, commissions, bureaus, and committees of the Town of Lancaster have filed with him minutes or memorandums of their meetings as follows:

Recreation Commission	February 14, 1979
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REPORTS OF TOWN BOARD COMMITTEES:

None

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BARNHARDT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BERENT , TO WIT:

RESOLVED, that the minutes of the meeting of the Town Board of the
Town of Lancaster, held February 26, 1979, as presented by the Town Clerk,
be and hereby are approved.

The question of the adoption of the foregoing resolution was duly
put to a vote as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEWSA VOTED YES

COUNCILMAN METZ WAS ABSENT

XDXDXX

The resolution was thereupon unanimously adopted.

March 5, 1979

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BERENT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BARNHARDT , TO WIT:

WHEREAS, the office of Chief of Police has become vacant by reason
of the retirement of the present Chief of Police, and

WHEREAS, the Personnel Officer of the County of Erie has submitted
a list of eligibles for the position of Police Chief, a permanent appointment
of the Town of Lancaster, and

WHEREAS, said list has been duly reviewed and a recommendation with
regard to Police Chief-Permanent Appointment, has been made to the Town Board
by the Police Commissioners of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that THOMAS E. FOWLER, 21 Quincy Avenue, Lancaster, New
York, be and hereby is permanently appointed Police Chief of the Town of
Lancaster, effective March 6, 1979, at an annual salary of \$22,980.00 for the
year 1979, and

BE IT FURTHER

RESOLVED, that the Supervisor and Town Clerk take such further
action as shall be necessary with regard to said appointment in connection
with all personnel matters relative thereto.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEWSA VOTED YES

COUNCILMAN METZ WAS ABSENT

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The resolution was thereupon unanimously adopted.

March 5, 1979

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BARNHARDT, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BERENT. TO WIT:

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WHEREAS, Patrick Marrano Associates, Inc., 4906 Transit Road, Depew, New York has applied to the Town Board of the Town of Lancaster for permits to construct Public Improvements upon real property in the Town of Lancaster within Heritage Hills Subdivision, and

WHEREAS, Heritage Hills Subdivision is a subdivision within the Town of Lancaster approved to by resolution dated December 4, 1978, and

WHEREAS, the Town Engineer of the Town of Lancaster has certified on the following permit applications that he has review the Improvement Plans and Permit Applications for the installation of the Public Improvements requested, and that they conform to the Ordinances of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that Public Improvement Permit Application Nos. 62, 63, 64, and 65 of Patrick Marrano Associates, Inc. 4906 Transit Road, Depew, New York, for the installation of:

P.I.P. No. 62 (Pavement and Curbs) -

Approx. 12.091 yards of pavement per Town of Lancaster specifications on Heritage Drive from 0.00 ST.A to Station 23 + 0A, on Old Orchard Common from 0.00 CT.B to 8 + 21.90B, Birchwood Common 0 + 00 CT.C to 7 + 94.47 together with 7607 lineal feet of 24 inch upright curbs.

P.I.P. No. 63 (Storm Sewer)

155 L.F. of 8" RCMP-SL, 1376 L.F. of 12" RCMP-SL, 171 L.F. of 12" RCP, 278 L.F. of 18" RCMP-SL, 47 L.F. of 18" RCP, 130 L.F. of 18" CMP, 328 L.F. of 15" RCMP-SL, 15 Standard Receivers, 5 Storm Manholes, 2 Backyard Drains

P.I.P. No. 64 (Water Line)

4212 Feet ± of 8" ductile iron water pipe on Heritage DRIVE from Pleasant View Drive to station 23 + 0 A; on Old Orchard Common from station 0.00 CT.B to 8 + 21.90 B; on Birchwood Common from 0+00 CT.C to 7 + 94.47.

P.I.P. No. 65 (Retention Pond)

Retention Pond facility in accordance with plans and specifications prepared by McIntosh & McIntosh, PC., Job No. 7820, sheets G-2 and G-3 plus related storm sewer including 35' of 15" RCMP-SL, 150' of 30" RCMP-SL, and one storm manhole.

be and are hereby approved and the installation of the improvements requested be and are hereby authorized, subject to the inclusion in this permit of the following wording presecribed by the Town Attorney:

PERMIT CONDITIONED AS FOLLOWS

No Building Permits shall be issued until Performance Security as authorized in Chapter 11-6 of the Code of the Town of Lancaster is provided -- or -- until approval of all Public Improvements, including lighting, and sidewalk, by the Town Engineer and Town Board, and sewer by Erie County Sewer District No. 4, conveyance of Warranty Deed with adequate title insurance and bill of sale of improvements, rights-of-way, and easement, and delivery of two (2) year maintenance bonds from date of acceptance in the principal sum of 25% of the total cost of the improvements.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ WAS ABSENT

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The resolution was thereupon unanimously adopted.

March 5, 1979

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BERENT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BARNHARDT , TO WIT:

WHEREAS, the Recreation Commission has recommended that the
Director of Recreation of the Recreation Department of the Town of Lancaster
be authorized to attend the annual Recreation Conference of New York State
at Kiamesha Lake, New York from April 1, through April 4, 1979,

NOW, THEREFORE BE IT

RESOLVED, that JOHN F. PASQUARIELLO be and is hereby authorized
to attend the annual Recreation Conference of New York State at Kiamesha
Lake, New York, and

BE IT FURTHER

RESOLVED, that expense reimbursement be and is hereby authorized
in an amount not to exceed \$306.00.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEWSA VOTED YES

COUNCILMAN METZ WAS ABSENT

dpkxx
The resolution was thereupon unanimously adopted.

March 5, 1979

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BARNHARDT, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BERENT, TO WIT:

WHEREAS, a certain on-site modification in the construction of
the addition to the Town Hall has resulted in the necessity of a change order
and,

WHEREAS, the Town of Lancaster's Engineer has recommended such
change order be accepted by the Town of Lancaster, and said change order is
on file with the Town Clerk,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and
directed to execute the following change order:

Change Order No. GC-4

1. Install outside ramp as per drawings SP-4,
SP-4A
2. Complete work related to toilet rooms
3. Omit ceilings in existing basement and
mechanical room
4. Omit Alternate No. 3 (sidewalk)

Addition: \$4,147.24

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ WAS ABSENT

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The resolution was thereupon unanimously adopted.

March 5, 1979

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BERENT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BOLENDER , TO WIT:

WHEREAS, it is the intention of the Town Board of the Town of Lancaster to sponsor a Recreation Program for the elderly citizens of Lancaster for the period April 1, 1979 to March 31, 1980, and

WHEREAS, the Town of Lancaster is about to submit a Renewal Application for such program to the New York State Recreation Council for the Elderly, New York State Education Department, Albany, New York, and if approved, to apply subsequently to the State of New York for partial reimbursement of funds to be expended on said program,

NOW, THEREFORE, BE IT

RESOLVED, that such application to the New York State Recreation Council for the Elderly is in all respects approved and that Stanley Jay Keysa Supervisor of the Town of Lancaster, be and is hereby authorized and directed to duly execute and present the aforesaid application to the New York State Recreation Council for the Elderly, New York State Education Department, Albany, New York, for its approval.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEWSA VOTED YES

COUNCILMAN METZ WAS ABSENT

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The resolution was thereupon unanimously adopted.

March 5, 1979

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BOLENDER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BARNHARDT , TO WIT:

WHEREAS, the Recreation Commission and the Director of Recreation, by letter dated February 21, 1979, have requested authorization for the purchase of a Jacobsen Model 590 Aerator at a cost of \$2,555.00 from the S. V. Moffett Co., Inc., and

WHEREAS, funds have been appropriated in the 1979 Recreation Budget of the Town of Lancaster for the purchase of this equipment,

NOW, THEREFORE, BE IT

RESOLVED, that the Recreation Director of the Town of Lancaster be and is hereby authorized to purchase from the S.V. Moffett Co., Inc., one (1) Jacobsen Model 590 Aerator - 7 foot aerating width, with transport kit, hand hydraulic jack, transport wheels and 3/4" open times, at a cost of \$2,555.00.

The question of the adoption of the foregoing resolution was duly put to a vote on roll which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEWSA VOTED YES

COUNCILMAN METZ WAS ABSENT

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The resolution was thereupon unanimously adopted.

March 5, 1979

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BERENT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BARNHARDT , TO WIT:

WHEREAS, it is the intention of the Town Board of the Town of
Lancaster to sponsor the Town of Lancaster Drug Abuse Council for the period
April 1, 1979 to March 31, 1980, and

WHEREAS, the Town of Lancaster is about to submit a Renewal
Application for such project to the New York State Narcotic Addiction Control
Commission for approval and, if approved, to apply subsequently to the State
of New York for partial reimbursement of funds expended on said project

NOW, THEREFORE, BE IT

RESOLVED, that such application is in all respects approved and
Stanley Jay Keysa, Supervisor, is hereby authorized and directed to duly
execute and present said application to the New York State Narcotic Addiction
Control Commission for its approval.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSY VOTED YES

COUNCILMAN METZ WAS ABSENT

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The resolution was thereupon unanimously adopted.

March 5, 1979

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BARNHARDT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BERENT , TO WIT:

WHEREAS, the Town of Lancaster has heretofore been authorized funds
in the sum of \$30,950.00, under Title I of the Housing and Community
Development Act of 1974, to meet the pressing need of Community Development
expenditures for water lines on Transit Boulevard, Storer Road and Wendell
Avenue, and

WHEREAS, public bids for the performance of said work have been duly
advertised and awarded, and

WHEREAS, by report dated January 31, 1979, Krehbiel Associates, Inc.,
has submitted a revised cost estimate for the total project in the sum of
\$30,950.00,

NOW, THEREFORE, BE IT

RESOLVED, as follows:

SECTION 1: The Town Board of the Town of Lancaster hereby approves
the project known as, Installation of Water Lines on Transit Boulevard, Storer
Road and Wendell Avenue, under the Housing and Community Development Act of
1974, and appropriates thereto, funds from said grant in a total sum of
\$30,950.00.

SECTION 2: That Krehbiel Associates, Inc., be and hereby are
retained in accordance with their report of January 31, 1979 for engineering
services for said project, in the sum of \$3,720.00 and for the providing of a
Construction Observer at a cost not to exceed \$1,500.00, providing that the
Supervisor shall be given timely notice of the cost of such Construction
Observer services, prior to exceeding the sum of \$1,000.00 therefor.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES
COUNCILMAN BERENT VOTED YES
COUNCILMAN BOLENDER VOTED YES
SUPERVISOR KEWSA VOTED YES
COUNCILMAN METZ WAS ABSENT

The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BERENT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BARNHARDT . TO WIT:

WHEREAS, Town Justice Timothy J. Dwan, by letter dated February 9, 1979, has requested that three (3) Court Clerks be authorized to attend an all day seminar at Dunkirk-Fredonia State University on April 23, 1979,

NOW, THEREFORE, BE IT

RESOLVED, that MARION TRYANOWSKI, DOLORES MEILLER, AND JUDITH A. KANE, be and are hereby authorized to travel to Dunkirk-Fredonia State University to attend said seminar with reimbursement for actual and necessary expenses not to exceed \$15.00 per clerk, plus mileage for driver.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEWSA VOTED YES

COUNCILMAN METZ WAS ABSENT

The resolution was thereupon unanimously adopted.

March 5, 1979

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BOLENDER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BARNHARDT , TO WIT:

WHEREAS, certain on-site modifications in the construction of the
addition to the Town Hall has resulted in the necessity of a change order,
and

WHEREAS, the Town of Lancaster's Engineer has recommended such a
change order be accepted by the Town of Lancaster, and said change order
is on file with the Town Clerk,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and
directed to execute the following change order:

Change Order E-3 -

2nd floor - Relocate the water cooler receptacle,
the addition of a wall switch and
additional wiring to an exhaust fan.
(Fan to be furnished and installed by
others)

3rd floor - Addition of a wall receptacle for a
new water cooler and wiring to an exhaust
fan. (Fan to be furnished and installed
by others)

Addition: \$130.00

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEWSA VOTED YES

COUNCILMAN METZ WAS ABSENT

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The resolution was thereupon unanimously adopted.

March 5, 1979

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BOLENDER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BARNHARDT , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby
ordered paid from their respective accounts:

<u>ACCOUNT</u>	<u>ORDER NUMBER</u>	<u>TOTAL AMOUNT</u>
General Funds	No. 7751 to 7809 Incl.	\$42,322.18
Part Town Funds	No. 662 to 665 Incl.	\$ 725.06
Highway Funds	No. 2301 to 2309 Incl.	\$ 3,241.71
Federal Revenue Sharing	No. 1433 to 1433 Incl.	\$ 566.00

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEWSA VOTED YES

COUNCILMAN METZ WAS ABSENT

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The resolution was thereupon unanimously adopted.

March 5, 1979

Councilman Berent requested a suspension of the necessary rule for immediate consideration of the following resolution:-

SUSPENSION GRANTED:

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BERENT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BARNHARDT , TO WIT:

WHEREAS, the Erie County Chapter of the New York State Association for Retarded Children, Inc., has proposed the establishment of a residential facility for eight to ten mentally disabled children on property locally known as 3746 Bowen Road in the Town of Lancaster, and

WHEREAS, a number of area residents have agreed to serve as a committee at the request of the Supervisor to investigate and make recommendations to the Town Board concerning said establishment, and

WHEREAS, the Town Board has held an informal hearing concerning said establishment at which all parties have had an opportunity to express their views concerning said establishment, and

WHEREAS, a written report of said committee has been received by the Town Board,

NOW, THEREFORE, BE IT

RESOLVED, as follows:

SECTION 1. That the Town Board suggest the following suitable sites within the Town of Lancaster, which could accommodate a residential facility sought by the sponsoring agency, Erie County Chapter of the New York Association for Retarded Children, Inc.,

- a) William Street near Schwartz Road
South Side near 5571 - Farthest East Lot
lot size - 100 x 499 ft.
- b) Westwood Road near Pavement Road
South side of Westwood
lot size - 100 x 300 ft.
- c) Peppermint Road near Ransom Road
North side of Road
lot size - 210 x 350 ft.
- d) Town Line Road
West Side south of Carey Road
lot size - 125 x 400 ft.

SECTION 2. That the Supervisor give notice of this response to the sponsoring agency and the Commissioner of Mental Retardation and Developmental Disability of the State of New York, by transmittal of a certified copy of this resolution and for further information, a copy of the report of the Residents' Committee.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES
COUNCILMAN BERENT VOTED YES
COUNCILMAN BOLENDER VOTED YES
SUPERVISOR KEWSA VOTED YES
COUNCILMAN METZ WAS ABSENT

The resolution was thereupon unanimously adopted.

March 5, 1979

Councilman Barnhardt requested a suspension of the necessary rule
for immediate consideration of the following resolution -
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BARNHARDT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BOLENDER , TO WIT:

WHEREAS , the Supervisor of the Town of Lancaster, by letter dated March 1, 1979, has requested that NORINE FRASCATORE, former temporary Archivist under CETA Project No. 641, be authorized to attend a seminar in Syracuse on April 23 and April 24, 1979, regarding details in obtaining additional grants for the Historical Department of the Town of Lancaster, with reimbursement being only the registration fee of \$165.00,

NOW, THEREFORE, BE IT

RESOLVED, that NORINE FRASCATORE be and is hereby authorized to attend said seminar with reimbursement for registration fee to be \$165.00.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ VOTED YES

duly
The resolution was thereupon unanimously adopted.

March 5, 1979

Councilman Barnhardt requested a suspension of the necessary rule for immediate consideration of the following resolution:

SUSPENSION GRANTED:-

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BARNHARDT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
, TO WIT:

WHEREAS, the Town Board of the Town of Lancaster, over a long number of years, petitioned the County Legislature to separately charge those communities in Erie County who do not have police forces, for Sheriff's Department services provided said communities as a general county charge in order to relieve communities such as the Town of Lancaster, who maintain a separate police force, paid for by the taxpayers of our community, and

WHEREAS, County Legislator Slisz has informed the Supervisor and Town Board of the Town of Lancaster of the submission of a resolution known as Introduction No. 11-5, presently before the County Legislature, which would develop a plan for police protection on a contract basis for the fourteen towns in Erie County which do not have police departments,

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1: That the Town Board of the Town of Lancaster approves the resolution known as Introduction No. 11-5, relative to the development of a plan for police protection in those communities which do not maintain a police department in Erie County, on a contractual basis in order to provide such services to said communities through the Sheriff's Department and, as a matter of equity, provide for the payment for such services to said communities, and to relieve communities, such as the Town of Lancaster, who separately maintains their own police protection , from the cost of services provided by the Sheriff's Department.

2. That a certified copy of this resolution be forwarded by the Town Clerk to Legislator Slisz and Legislator Paxon, the County Executive, County Sheriff and the Clerk of the County Legislature.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEWSA VOTED YES

COUNCILMAN METZ WAS ABSENT

The resolution was thereupon unanimously adopted.

March 5, 1979

Councilman Barnhardt requested a suspension of the necessary rule for immediate consideration of the following resolution:

SUSPENSION GRANTED:-

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BARNHARDT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
, TO WIT:

WHEREAS, the Town of Lancaster has heretofore contracted with In-Home Support Services Corporation of Western New York for community development emergency home repair/winterization assistance, which contract would expire April 30, 1979, and

WHEREAS, In-Home Support Services Corporation of Western New York has requested therefor, the orderly completion of work in progress, and extension of the said contract to May 31, 1979, would be of benefit to all parties;

NOW, THEREFORE, BE IT

RESOLVED, that in accordance with the request of In-Home Support Services Corporation of Western New York, dated February 26, 1979, the existing contract by and between the Town of Lancaster and In-Home Support Services Corporation of Western New York, the Supervisor be authorized to extend the existing contract between the Town of Lancaster and said Corporation, to May 31, 1979.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ WAS ABSENT

The resolution was thereupon unanimously adopted.

March 5, 1979

1. Preferential Rights, Erie Lackawanna R.R.
On December 27, 1978, the Town Board authorized search and title work on this acquisition.
2. Public Improvement Permit Authorization, Lancaster Industrial Park
On December 18, 1978, the Town Board accepted these public improvements within this industrial park subject to receipt of maintenance security and tendering of title documents.
3. Subdivision Approval, Countryview East
On May 1, 1978, this matter was presented to the Town Board and referred to the Planning Board for review and recommendation.
4. Rezone Petition, Norman H. and Maryann Bastian
On November 6, 1978, the Town Board held a public hearing and reserved decision pending an updating evaluation from the new Planning Consultant to be retained after January 1, 1979.
5. Subdivision Approval, Heritage Hills
On December 4, 1978, the Town Board approved this subdivision and authorized filing of the map cover.
6. Public Improvement Permit Authorization, Pleasant Meadow Subdivision, Phase IV.
On October 16, 1978, the Town Board aproved P.I.P. Nos. 59, 60, and 61 for pavement and curbs, water line, and storm sewer.
7. Speed Evaluation Survey, Northwest Area of Township
On December 18, 1978, the Town Board adopted a resolution requesting an area speed zone for the entire northwest area of the Township from the N.Y.S. Dept. of Transportation.
8. Public Improvement Permit Authorization, Woodview Estates Subdivision
On October 2, 1978, the Town Board approved P.I.P. Nos. 54 (water Line), 55 (pavement), 56 (storm drain), 57 (sidewalk), and 58 (lighting).
9. Subdivision Approval, Countryside East
On January 15, 1979, this matter was presented to the Town Board and referred to the Planning Board for review and recommendation.
10. Rezone Petition, Bernard B. Stangler
On February 26, 1979, the Town Board set a public hearing on this matter for March 19, 1979 at 8:30 p.m.
11. Traffic Study, Green Arrows at Central and Walden Avenues
On January 29, 1979, the Town Clerk forwarded to the County Highway Dept. the joint request of the Village and Town of Lancaster for this study.

The Town Clerk was directed to add the following item to future agendas of the Town Board:

"Public Improvement Permit Authorization, Heritage Hills Subdivision"

PERSONS DESIRING TO ADDRESS TOWN BOARD:

Mr. John Beilman, 19 Inwood Court, Lancaster, New York inquired as to whether or not a timetable has been set regarding reconstruction and repairs to the Court Street Bridge.

The Supervisor informed Mr. Beilman that the proposed timetable was based on the expiration of mandated time for a bond resolution.

COMMUNICATIONS:

163. Town Clerk to Town Board -
Resume of actions taken in regards to directions and resolutions of the Town Board meeting of 2/26/79.
164. N.Y.S. Assoc. for Retarded Children, Inc. to Town Clerk -
Confirmation of attendance at Town Board meeting of 3/5/79.
165. Leg. L. William Paxon to Supervisor -
Notification of meeting to be held 3/10/79 at Erie County Home and Infirmary regarding current situation of water in the Millgrove Erie County Home and Infirmary area.
166. Town Engineer to Supervisor -
Transmittal of Change Order E-3 for Madonia Electric Co., Inc. regarding Town Hall alterations and addition.
167. Town Engineer to Supervisor -
Transmittal of Change Order GC-4 for Edway Construction Co., Inc. regarding Town Hall alterations and addition.
168. In-Home Support Services Corp. of Western N.Y. to Supervisor -
Request termination date of 5/31/79 for C.D. Emergency Home Repair/Winterization Assistance contract.
169. County Dept. of Public Works, Div. of Highways, to Supervisor -
Notification of eligibility regarding Mutual Aid Snow Removal agreement.
170. Blue Cross/Blue Shield to Supervisor -
Notification of rate change effective 4/1/79.
171. Howard Needles Tammen & Bergendoff to Supervisor -
Comments regarding Ellicott Creek drainage.
172. Town Engineers to Supervisor -
Recommendations regarding Lancaster water system improvements.
173. Casino Gambling Study Panel to Supervisor
Notice of hearings to be held for the purpose of hearing testimony.
174. Leg. Richard A. Slisz to Supervisor -
Request comments regarding development of police protection in towns which do not have their own police departments.
175. County Dept. of Environment and Planning to County Legislature -
Advisement of change order regarding ECSD No. 4, Lateral Contract No. 4L.
176. Lancaster Village Clerk to Supervisor -
Notice that consideration will be taken at time of 1979-80 fiscal budget preparation to increase size of water main to accommodate sprinkler system in the Town Hall.
- R & F
- Attorney
- Supervisor
- R & F
- R & F
- Attorney
- R & F
- Highway Supt.
- Supervisor
- R & F
- Water Committee
- R & F
- Police & Safety Com.
Attorney
- R & F
- Building Committee

COMMUNICATIONS CONT'D.:

177. Off. of Purchasing Assistance, N.Y.S. Dept. of Commerce to Supervisor - Information regarding Marketing Assistance Program. R & F
178. Recreation Commission to Town Board - Minutes from meeting held 2/4/79. R & F
179. Town Clerk to Supervisor - Monthly report for February, 1979. R & F
180. Supervisor to Capt. Dennis Winkler - Request assumption of command as Chief of Police until appointment of new chief is made. R & F
181. Supervisor to Town Board - Notification of various investments made during January and February, 1979. R & F
182. Supervisor to Town Clerk - Transmittal of Summary Annual Financial Report of 1978. R & F
183. Supervisor to Town Board - Recommend authorization for Norine Frascatore to attend seminar in obtaining additional grants with cost reimbursement limited to registration fee. Town Clerk
184. Assemblyman Richard L. Kennedy to Town Clerk - Notification of Local Government Seminar to be held in Albany in May. R & F
185. Erie & Nia. Counties Regional Planning Board to Supervisor - Notification of Technical Planning Assistance Program and transmittal of questionnaire. Planning Board
186. N.Y.S. Dept. of Motor Vehicles to Supervisor - Suggestion of review of Section 415(a) of the Vehicle and Traffic Law and Section 136 of the General Municipal Law. Attorney
Building Inspector
187. Town Clerk to Town Board - Transmittal of P.I.P. Nos. 62, 63, 64, and 65 regarding Heritage Hills Subdivision. R & F

ADJOURNMENT:

ON MOTION OF COUNCILMAN BARNHARDT, AND SECONDED BY THE ENTIRE TOWN BOARD AND CARRIED, the meeting was adjourned at 10:00 P.M. out of respect to:

LINUS ECK

Signed:

Eleanor D. Kucharski, Deputy
Town Clerk